

Remarks

Claims 29-51 are pending in the application. Claims 29-47 have been canceled without prejudice or disclaimer. Claims 52-73 have been added. Thus, upon entry of this amendment, claims 48-73 will be pending. The specification has been amended to correct a typographical error in the nomenclature in Scheme 1. The rejection of claims 29-47 under § 102 have been obviated by their cancellation.

Rejections Under 35 USC § 112, Second Paragraph


Claims 48 and 50 has been rejected as indefinite in view of the phrase “about 90% or greater.” Applicants respectfully disagree. Words of approximation, such as “about” are generally not indefinite and can be found in virtually every chemical patent. See MPEP § 2173.05(b). One of ordinary skill in the art, in view of the specification, would know with sufficient definiteness what “about 90%” means. Indeed, the office action seems to suggest that “about 90%” would not have been considered indefinite but for the addition of the words “or greater.” However, if “about 90%” is understood by one skilled in the art, then an amount greater than about 90% is no less definite or understandable. Likewise, “about 95% or greater” is also sufficiently definite. Applicants therefore respectfully request the withdrawal of the foregoing rejection of claims 48 and 50.

Conclusion

In view of the foregoing remarks, Applicants respectfully request allowance of the pending claims. The Examiner is invited to contact the undersigned attorney to discuss any matter concerning this application. The Commissioner is hereby authorized to charge any fees which may be necessary for consideration of this paper to Kenyon & Kenyon Deposit Account No. 11-0600.

Respectfully submitted,

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Date


W. David Wallace
Reg. No. 42,210

KENYON & KENYON
1500 K Street, N.W., Suite 700
Washington, D.C. 20005
Telephone: 202-220-4200
Facsimile: 202-220-4201

DC01 505 270